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E-FILED - 8/5/09

Counsel for Defendant RAMIREZ, JR.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR-06-00578 RMW
)	
Plaintiff,)	STIPULATION AND []
)	ORDER AMENDING JUDGMENT
vs.)	
)	
JOSE RAMIREZ, JR.,)	
)	
Defendant.)	
)	

STIPULATION

The parties hereby stipulate and agree that the Judgment after Revocation of Supervised Release, filed July 29, 2009, may be amended as follows to conform with the revocation and sentencing hearing held Monday, July 27, 2009 and to obviate the need for Mr. Ramirez to remain in custody while the Bureau of Prisons verifies that pre-judgment custody credits from Mr. Ramirez' May 29, 2009 arrest date to the present exhaust the two-month term agreed upon by the parties and the United States Probation Office:

On Page 1 of 5, the "Nature of Violation" may be amended to read: "On May 21, 2009, the offender committed a violation of California Penal Code 242 – Battery, a misdemeanor."

On Page 3 of 5, the commitment order may be amended to read: "The Court revoked and reinstates the defendant's supervised release for a period of Thirty-Four (34) months. The

1 defendant is hereby committed to the custody of the United States Bureau of Prisons to be
2 imprisoned for a total term of time served."

3 The United States Probation Office has been consulted as to the proposed amendment and
4 has no objection.

5
6 Dated: July 31, 2009

7 s/_____
8 CYNTHIA C. LIE
Assistant Federal Public Defender

9 Dated: July 31, 2009

10 s/_____
11 THOMAS M. O'CONNELL
Assistant United States Attorney

12 **|| ORDER**

13 Good cause appearing and by stipulation of the parties, it is hereby ordered that the
14 Judgment after Revocation of Supervised Release filed July 29, 2009 shall be amended as
15 follows:

16 On Page 1 of 5, the "Nature of Violation" may be amended to read: "On May 21, 2009,
17 the offender committed a violation of California Penal Code 242 – Battery, a misdemeanor."

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19 reinstates the defendant's supervised release for a period of Thirty-Four (34) months. The
20 defendant is hereby committed to the custody of the United States Bureau of Prisons to be
21 imprisoned for a total term of time served."

22
23
24 Dated: 8/4, 2009

25 
26 RONALD M. WHYTE
United States District Judge